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TO: Commissioner for Patents
Attn: Examiner Matthew D. Anderson
Group Art Unit 2186
Patent Examining Corps
Facsimile Center
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FROM: David W. Victor
OUR REF: 0018.0074
TELEPHONE: 310-556-7983

Total pages, including cover letter: 25 26

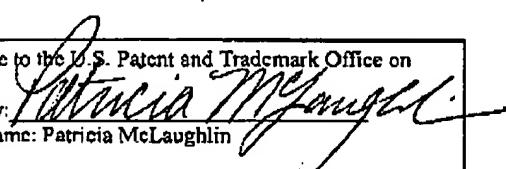
PTO FAX NUMBER 1-703-872-9306

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Title of Document Transmitted: PTO/SB/30 REQUEST FOR CONTINUED
EXAMINATION (RCE) TRANSMITTAL; PTO/SB/17 FEE TRANSMITTAL;
AMENDMENT PREVIOUSLY SUBMITTED ON MAY 18, 2004

Applicant: D.A. Burton et al.
Serial No.: 09/630,228
Filed: August 1, 2000
Group Art Unit: 2186
Docket No.: IUC920000013US1

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on June 17, 2004

By: 
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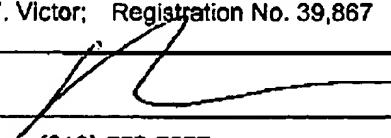
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0018.0074

FEE TRANSMITTAL		Application Number	09/630,228
for FY 2002		Filing Date	August 1, 2000
Inventor		D.A. Burton et al.	
Group Art Unit		2186	
Examiner Name		Matthew D. Anderson	
Total Amount of Payment: \$770.00		Attorney Docket Number	TUC920000013US1

METHOD OF PAYMENT (check one)	FEES CALCULATION (continued)
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Submitted by:

Firm or Individual Name:	David W. Victor; Registration No. 39,867	 24033 <small>PATENT TRADEMARK OFFICE</small>
Signature:		
Date: <u>June 17, 2004</u>	Telephone: (310) 553-7977	

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: D.A. Burton et al. Examiner: Matthew D. Anderson
 Serial No.: 09/630,228 Group Art Unit: 2186
 Filed: August 1, 2000 Docket No.: TUC920000013US1
 TITLE: METHOD, SYSTEM, AND DATA STRUCTURES FOR USING
 METADATA IN UPDATING DATA IN A STORAGE DEVICE

OFFICIAL

CERTIFICATE UNDER 37 CFR 1.8:
 I hereby certify that this correspondence is being transmitted by facsimile to Matthew D. Anderson of the U.S. Patent and Trademark Office at 703-872-9306 on May 18, 2004.

David W. Victor

5/18/04
Date

RESPONSE TO FINAL OFFICE ACTION

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

This amendment is submitted in response to the final office action dated February 18, 2004 in which the Examiner rejected claims 1, 15, 16, 30, 31, 42, 43, and 47-51 as anticipated (35 U.S.C. §102) or obvious (35 U.S.C. §103) over cited art, and found that claims 2-14, 17-29, 32-41, and 44-48 would be allowed if written in independent form to include the requirements of base and intervening claims.

On April 22, 2004, the attorney for Applicants and the Examiner held a phone interview discussing the claims. Although no agreement was reached, the Examiner said he would consider entering an amendment to the independent claims Applicants proposed and would reconsider the rejection in view of such amendments and arguments. Applicants have amended claims 1, 16, 31, and 43 as discussed during the phone interview and request the Examiner to enter this amendment because it does not raise issues that would require further searching. Applicants have further amended certain of the allowable claims to place in condition for allowance and canceled claims 49-51.

COPY

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Amndt. dated May 18, 2004
Reply to Final Office Action of Feb. 18, 2004

Serial No. 09/630,228
Docket No. TUC920000013US1
Firm No. 0018.0074

Applicants submit that pending claims 1-48 are patentable over the cited art and in condition for allowance for the reason discussed herein.

Amendments to the Claims are reflected in the listing of claims which begins on page 3.

Remarks/Arguments begin on page 18.